

Referral of proposed action

Project title: Peninsula Link Project – Alternative Walking and Cycling Path Through the Pines Flora and Fauna Reserve

1 Summary of proposed action

NOTE: You must also attach a map/plan(s) showing the location and approximate boundaries of the area in which the project is to occur. Maps in A4 size are preferred. You must also attach a map(s)/plan(s) showing the location and boundaries of the project area in respect to any features identified in 3.1 & 3.2, as well as the extent of any freehold, leasehold or other tenure identified in 3.3(j).

1.1 Short description

Peninsula Link is a 25 kilometre roadway connecting the Mornington Peninsula Freeway and EastLink at Carrum Downs to the Mornington Peninsula Freeway at Mount Martha. The works include the construction of a walking and cycling path along the alignment from Patterson River to south of Baxter.

This Referral refers to the section of the walking and cycling path within the Pines Flora and Fauna Reserve. This Referral is for a proposed alternative route of the walking and cycling path through the Pines Flora and Fauna Reserve to that approved under the State's planning process and EPBC referral.

The Pines Flora and Fauna Reserve Walking and Cycling Path Project will involve the construction of a pathway (approximately 1600 metres long x 3 metres wide; with a 5 metre wide construction footprint) between Ballarto Road and Centenary Park Golf Course in the Pines Flora and Fauna Reserve, Frankston North.

The works will include construction of a 3m wide path as well as raised sections of pathway, culverts and fencing that complement the proposed Peninsula Link fauna underpass.

1.2 Latitude and longitude

	Latitude			Longitude		
location point	degrees	minutes	seconds	degrees	minutes	seconds
Approximate centre point	38	07	00	145	10	23

1.3 Locality

The project area is located within the Pines Flora and Fauna Reserve, approximately 40 km south-east of Melbourne. Port Phillip Bay lies 4.5 km to the west and Western Port Bay is approximately 17 km to the south-east. The Seaford Wetlands (a Ramsar listed wetland) lies approximately 3.5km to the north-west.

The project area covers the proposed walking and cycling path alignment (approximately 1600m long x 3 m wide; construction footprint being 1600m long x 5m wide). Please refer to the attached map of the project area.

1.4 Size of the development footprint or work area (hectares)

The proposed walking and cycling pathway will be constructed within a corridor approximately 1600 metres long and 5 metres wide. Construction will be limited to the 5 metre wide corridor.

1.5 Street address of the site

The project area assessed is located within the Pines Flora and Fauna Reserve, Frankston North. The street address is 42 and 42N Ballarto Road, Frankston North.

1.6 Lot description

The project area is managed by Parks Victoria.

The proposed pathway is within a Public Use Zone (PUZ).

The proposed pathway is within the following Crown Allotments:

- Crown Allotment: 42F Parish of Frankston
- Crown Allotment: 42V Parish of Frankston.

1.7 **Local Government Area and Council contact (if known)**

City of Frankston
Ken Poulier 9784 1870

1.8 **Timeframe**

Construction would take approximately one month and is scheduled to occur during the Peninsula Link construction period from early 2010 to early 2013.

It should be noted that construction of Peninsula Link (which is related to this project) will commence at the end of 2009 or early 2010 and works will be completed by 2013. The construction of the proposed path would be undertaken during that period and would be dependent on the contractor's schedule.

1.9 **Alternatives**

Does the proposed action include alternative timeframes, locations or activities?

☐

No

☒

Yes, you must also complete section 2.2

1.10 **State assessment**

Is the action subject to a state or territory environmental impact assessment?

☒

No.

The planning approval for this project under the *Planning and Environment Act 1987* (Vic) is being sought as part of the planning approvals for the Peninsula Link (Frankston Bypass) project. Approval for the proposed walking and cycling path is being sought as part of the overall approval process for the Peninsula Link (Frankston Bypass) project.

☐

Yes, you must also complete Section 2.4

1.11 **Component of larger action**

Is the proposed action a component of a larger action?

☒

No

☐

Yes, you must also complete Section 2.6

1.12 **Related actions/proposals**

Is the proposed action related to other actions or proposals in the region (if known)?

☐

No

☒

Yes, provide details:

The proposed walking and cycling path is related to Peninsula Link (Frankston Bypass). Conditional approval for Peninsula Link has been granted under the EPBC Act. This walking and cycling path would connect to the path that would be constructed along Peninsula Link (Frankston Bypass).

1.13 **Australian Government funding**

Has the person proposing to take the action received any Australian Government grant funding to undertake this project?

☒

No

☐

Yes, provide details:

2 Detailed description of proposed action

NOTE: It is important that the description is complete and includes all components and activities associated with the action. If certain related components are not intended to be included within the scope of the referral, this should be clearly explained in section 2.6.

2.1 Description of proposed action

The proposed Pines Walking and Cycling Path Project will involve the construction of a path within the Pines Flora and Fauna Reserve. The walking and cycling path would begin at the Ballarto Road intersection of Peninsula Link, continue east adjacent to Ballarto Road, divert south and east around the Keith Turnbull Research Institute (KTRI) facilities, then run south along the Centenary Firebreak to the edge of Centenary Park Golf Course (see Figure 1.1; Practical Ecology 2009) and join up to the Peninsula Link path as detailed in the EES.

The construction activities of the 1600 metres long x 3 metre wide path would involve:

- Improvements to existing gravel tracks and fire-breaks
- Clearing of grass cover (exotic grasses)
- Concrete paving of the 3m wide walking and cycling path
- Construction of raised sections, cross culverts and some fencing as recommended in Australian Research Centre for Urban Ecology report (ARCUE)
- Construction of a raised section spanning the Tamarisk Creek.

2.2 Alternative locations, time frames or activities that form part of the referred action

The Peninsula Link Project EES proposed that the walking and cycling path be located adjacent to the roadway and at the same level as the roadway (ie. the path will be located several metres above ground level). This alignment restricts access to the path from the Reserve and vice versa and would provide lower amenity for public use, and would be higher risk for users.

The EES alignment does not provide the amenity and path connectivity that has been envisaged by Parks Victoria and as described in the Greater Pines Reserve Area Draft Master Plan.

This proposed alternative walking and cycling path route takes users away from the Peninsula Link roadway through more amenable bushland settings within the Pines Flora and Fauna Reserve, facilitating access to natural environments within the Reserve and utilising vegetative buffers from noise and visual impacts associated with the roadway.

The walking and cycling path complements Frankston City Council's planning for the area and forms a key component of their bicycle strategy. The path also ties-in well with Parks Victoria's future strategy for the Reserve.

Construction of the walking and cycling path would take approximately one month and is scheduled from January/February 2010. Construction of Peninsula Link (Frankston Bypass) will commence end of 2009 or early 2010 and works will be completed by 2013. The proposed path would be constructed during that period and will be dependent on the contractor's schedule.

2.3 Context, planning framework and state/local government requirements

The project area is located within Frankston City and the Pines Flora and Fauna Reserve is managed by Parks Victoria. The project area lies within a Public Use Zone under the Frankston City Planning Scheme. The site contains an Environmental Significance Overlay which identifies that there are areas of remnant vegetation of State significance within, and proximate to, the development area.

2.4 Environmental impact assessments under Commonwealth, state or territory legislation

Not applicable.

The planning approval for this project under the *Planning and Environment Act 1987* (Vic) is being sought as part of the overall planning approvals for the Peninsula Link (Frankston Bypass) project.

Peninsula Link was approved under the Planning and Environment Act and the current walking and cycling path proposal is a variation to the approved Peninsula Link.

2.5 Consultation with Indigenous stakeholders

The management framework developed for the implementation of Peninsula Link will be used for this proposal, including consultation with indigenous stakeholders as required.

2.6 A staged development or component of a larger project

The proposed walking and cycling path is part of the Peninsula Link (Frankston Bypass) Project.

This path is proposed as a social benefit for the area. An important component of the Peninsula Link project is the linking of various existing recreational walking and cycling paths. This proposed walking and cycling path provides linkages to existing walking and cycling paths and offers a safer and more amenable recreation environment taking users away from the Peninsula Link roadway into a bushland setting. This proposal will also better service the recreational needs of residents of Frankston North and users of the Pines Flora and Fauna Reserve and is consistent with the objectives of the Greater Pines Reserve Area Draft Master Plan, and the Frankston City Council Shared User Path Strategy.

3 Description of environment & likely impacts

3.1 Matters of national environmental significance

Describe the affected area and the likely impacts of the proposal, emphasising the relevant matters protected by the EPBC Act. Refer to relevant maps as appropriate. The [interactive map tool](#) can help determine whether matters of national environmental significance or other matters protected by the EPBC Act are likely to occur in your area of interest.

Your assessment of impacts should refer to the following resources (available from the Department's web site): specific values of individual [World Heritage properties and National Heritage places](#) and the ecological character of [Ramsar wetlands](#);

profiles of relevant species/communities (where available), that will assist in the identification of significance;

[Significant Impact Guidelines 1.1 – Matters of National Environmental Significance](#); and

associated sectoral and species policy statements available on the web site, as relevant.

Note that even if your action will not be taken in a World Heritage area, Ramsar wetland, Commonwealth marine area, or on Commonwealth land, it could still impact upon these areas (for example, through downstream impacts). Consideration of likely impacts should include both direct and indirect impacts.

3.1 (a) World Heritage Properties

Not applicable

3.1 (b) National Heritage Places

Not applicable

3.1 (c) Wetlands of International Importance (declared Ramsar wetlands)

Description

The proposed pathway is approximately 3.5km south-east of the Seaford Wetlands. This proposal will not impact any wetlands of international importance.

Nature and extent of likely impact

None.

3.1 (d) Listed threatened species and ecological communities

Description

The EPBC Act Protected Matters Search Tool indicates that there are 17 threatened species (including 3 birds, 1 frog, 5 mammals, 2 fish and 6 flora species) that may potentially occur, or their habitat is predicted to occur, within the site or a 2km radius of the site.

Nature and extent of likely impact

None of these species were recorded during the site assessment and are considered unlikely to occur in Project Area due to the absence of suitable habitat.

3.1 (e) Listed migratory species

Description

The EPBC Act Protected Matters Search Tool indicates that there are 14 migratory bird species that may potentially occur, or their habitat is predicted to occur, within the site or within a 2km radius of the site.

Nature and extent of likely impact

None of these species were recorded during the site assessment and are considered unlikely to occur in the Project Area due to absence of suitable habitat.

3.1 (f) Commonwealth marine area

Not applicable

3.1 (g) Commonwealth land

Not applicable

3.2 Nuclear actions, actions taken by the Commonwealth (or Commonwealth agency), actions taken in a Commonwealth marine area, or actions taken on Commonwealth land

You must describe the nature and extent of likely impacts (both direct & indirect) on the whole environment if your project:
 is a nuclear action;
 will be taken by the Commonwealth or a Commonwealth agency;
 will be taken in a Commonwealth marine area; or
 will be taken on Commonwealth land.

Your assessment of impacts should refer to the Significant Impact Guidelines 1.2 - Actions on, or impacting upon, Commonwealth land, and actions by Commonwealth agencies and specifically address impacts on:
 ecosystems and their constituent parts, including people and communities;
 natural and physical resources;
 the qualities and characteristics of locations, places and areas;
 the heritage values of places; and
 the social, economic and cultural aspects of the above things.

3.2 (a)	Is the proposed action a nuclear action?	X	No
			Yes (provide details below)

If yes, nature & extent of likely impact on the whole environment

3.2 (b)	Is the proposed action to be taken by the Commonwealth or a Commonwealth agency?	X	No
			Yes (provide details below)

If yes, nature & extent of likely impact on the whole environment

3.2 (c)	Is the proposed action to be taken in a Commonwealth marine area?	X	No
			Yes (provide details below)

If yes, nature & extent of likely impact on the whole environment (in addition to 3.1(f))

3.2 (d)	Is the proposed action to be taken on Commonwealth land?	X	No
			Yes (provide details below)

If yes, nature & extent of likely impact on the whole environment (in addition to 3.1(g))

3.3 Other important features of the environment

Provide a description of the following features of the project area and the affected area.

3.3 (a) Soil and vegetation characteristics

The project area comprises, or is adjacent to, several different vegetation types, including cleared fire-breaks and open areas dominated by exotic pasture grasses (see Plates 1, 2, 3); gravel paths and maintenance tracks (see Plates 4, 5, 6); a small area of degraded Damp Sands Herb-rich Woodland at the Tamarisk Creek crossing point; and areas of remnant vegetation to either side of the alignment (see Plates 7, 8).

Vegetation within the project area has been cleared due to the construction of gravel maintenance trails and regular slashing of the fire-break. The exception is at the Tamarisk Creek crossing at the southern most end of the alignment. Unauthorised four-wheeled drive and trailbike activity at this site has resulted in a high level of disturbance within the Damp Sands Herb-rich Woodland remnant and waterway riparian zone. The walking and cycling path at this location will be raised to a height of approximately 1.5 metres spanning the Tamarisk Creek and thereby avoiding impacts to the waterway, riparian zone and Damp Sands Herb-rich Woodland. This raised section will follow the alignment of an existing (unauthorised) trail and area of disturbance (see Plates 9, 10).

3.3 (b) Water flows, including rivers, creeks and impoundments

The project area crosses the Tamarisk Creek at the southern end of the alignment. The creek at this point is approximately 1 metre wide with ephemeral flows and little to no remnant aquatic margin vegetation or habitat. The walking and cycling path at this point will be via a raised (to approximately 1.5 metres in height) section which will span the waterway and riparian zone. There is no requirement for realignment of the waterway.

3.3 (c) Outstanding natural features, including caves

Not applicable

3.3 (d) Gradient (or depth range if action to be taken in a marine area)

The project area is flat to gently undulating (Practical Ecology, 2009).

3.3 (e) Buildings or other infrastructure

Not applicable

3.3 (f) Marine areas

Port Phillip Bay lies 4km to the west of the project area, Westernport lies 17km to the south-east.

3.3 (g) Kinds of fauna & flora

The majority of terrestrial vegetation on the site has been modified as a result of previous activities and consists of gravel surfaces or is dominated by exotic species. There are large old trees and medium old trees which overhang the project area. There are areas of remnant vegetation immediately adjacent to the project area.

No threatened fauna or flora were recorded during the field assessment or are likely to occur in the project area or within the immediate surrounds (Practical Ecology 2009).

There is limited habitat available for Dwarf Galaxias *Galaxiella pusilla* at the Tamarisk Creek crossing site, however, this species was not recorded during the field assessment and was not found within the Pines Flora and Fauna Reserve during the EES process. Furthermore, this species has not been recorded in this waterway for some time (Practical Ecology 2009). There is habitat available immediately adjacent to the project area for Southern Brown Bandicoot *Isodon obesulus obesulus*, however, this species, being mostly nocturnal, is unlikely to stray into the construction zone or away from its preferred woodland / heathland habitat.

3.3 (h) Current state of the environment in the area

The condition of vegetation in the project area is reflective of the high level of disturbance from previous activities (ie. construction of access tracks and maintenance of fire-breaks) and consists mainly of gravel tracks and open fire-break areas dominated by exotic pasture grasses (Practical Ecology 2009).

The degraded Damp Sands Herb-rich Woodland at the southern end of the alignment currently shows signs of considerable disturbance, including loss of understorey vegetation due to unauthorised four-wheeled drive and trailbike activity; loss of aquatic margin vegetation and instream habitat elements; and, weed invasion and loss of canopy cover.

3.3 (i) Other important or unique values of the environment

Not applicable

3.3 (j) Tenure of the action area (eg freehold, leasehold)

The project area is managed by Parks Victoria.

3.3 (k) Existing land/marine uses of area

Not applicable

3.3 (l) Any proposed land/marine uses of area

It is envisaged that the project area will continue to be used as a recreational and environmental protection area.

4 Measures to avoid or reduce impacts

Linking Melbourne Authority, working in conjunction with the contractors for the Peninsula Link (Frankston Bypass), will develop a Construction Environmental Management Plan (CEMP) for construction of the walking and cycling path. The plan will incorporate site specific mitigation measures to protect the environmental values of the project area including:

- Installation of para-web fencing at the outer edge of the construction corridor as required to protect nearby EVC remnants and flora, fauna values.
- Limiting of site access to the construction corridor.
- Monitoring during construction for the presence of fauna species of significance and the implementation of temporary suspension of construction and/or review of the project as required.
- On-going weed control with successional revegetation as required during and after construction.
- Revegetation of sites as required for erosion control, weed control and provision of habitat utilising local provenance, indigenous flora at planting rates that are appropriate to the establishment of pre-1750 EVC site canopy habitat structures.
- Avoidance and minimisation of lopping of overhanging canopy trees.
- Appropriate handling of construction materials, stockpiles and spills.
- Establishment of a Damp Sands Herb-rich Woodland understorey canopy at the southern end of the alignment.
- Establishment of instream habitat and a vegetated aquatic margin within the Tamarisk Creek and its riparian zone.
- Ensure machinery is clean of soil, weed seed and vegetative material, or contaminants.
- Ensure that Root Rot Fungus (*Phytophthora cinnamomi*) is not introduced, or spread, to the site or the Pines Flora and Fauna Reserve.
- Control erosion and stormwater runoff as required (as recommended by Practical Ecology, 2009).

It will also be necessary to incorporate raised sections of pathway, culverts and fencing that complement the proposed Peninsula Link fauna underpass and as described in the ARCUE report. This will also include the spanning, via raised section of pathway, of the Damp Sands Herb-rich Woodland remnant area and the Tamarisk Creek and its riparian zone. Care must be taken to ensure there are no impacts to the waterway's instream habitat values or its bed-and-bank structures during construction. There is potential to utilise the raised terrain at either side of the riparian corridor for elevation. There is also potential to align the raised section of the pathway with an existing track, thereby minimising further impacts to the Damp Sands Herb-rich Woodland understorey vegetation or canopy trees.

5 Conclusion on the likelihood of significant impacts

Identify whether or not you believe the action is a controlled action (ie. significant impacts on the matters protected under the Act are likely) and the reasons why. If you think that the action is a controlled action, you must also identify the relevant protected matters in section 5.3. (An action is a controlled action if it has, will have, or is likely to have a significant impact on a matter protected by a provision of Part 3 of the EPBC Act).

5.1 Do you THINK your proposed action is a controlled action?

<input checked="" type="checkbox"/>	No, complete section 5.2
<input type="checkbox"/>	Yes, complete section 5.3

5.2 Proposed action IS NOT a controlled action.

The proposed alignment of the walking and cycling path follows existing gravel tracks and cleared fire-breaks through the Pines Flora and Fauna Reserve. Construction activities will be contained within the existing 5 metre wide construction footprint. There is a short section at the southern extent of the alignment that bisects a degraded Damp Sands Herb-rich Woodland and crosses the Tamarisk Creek. The walking and cycling path will be raised at this location to span the waterway and riparian zone without impacts to instream habitat or bed-and-bank structures. The raised section will also follow an existing (unauthorised) trail alignment. Rehabilitation of the riparian zone and Damp Sands Herb-rich Woodland will be incorporated into the CEMP. There is no requirement to realign the waterway.

Fauna crossings under the walking and cycling path and some fencing will be provided which will complement the Peninsula Link fauna underpass and culverts.

No threatened flora or fauna species were recorded during the field survey. Although a number of threatened species have been previously recorded within the immediate vicinity of the project area, none of these species are considered likely to occur in the project area due to the highly modified condition of the site and absence of suitable habitat.

5.3 Proposed action IS a controlled action

Type 'x' in the box for the matter(s) of the EPBC Act that you think are likely to be impacted (controlling provisions).

Matters likely to be impacted

<input type="checkbox"/>	sections 12 and 15A (World Heritage)
<input type="checkbox"/>	sections 15B and 15C (National Heritage places)
<input type="checkbox"/>	sections 16 and 17B (Wetlands of international importance)
<input type="checkbox"/>	sections 18 and 18A (Listed threatened species and communities)
<input type="checkbox"/>	sections 20 and 20A (Listed migratory species)
<input type="checkbox"/>	sections 21 and 22A (Protection of the environment from nuclear actions)
<input type="checkbox"/>	sections 23 and 24A (Commonwealth marine environment)
<input type="checkbox"/>	sections 26 and 27A (Protection of the environment from actions involving Commonwealth land)
<input type="checkbox"/>	section 28 (Protection of the environment from Commonwealth actions)
<input type="checkbox"/>	Sections 27B and 27C (Commonwealth Heritage places outside the Australian Jurisdiction)

Specify the key reasons why you think the proposed action is a controlled action (ie. LIKELY to have significant impacts).

6 Environmental history of the responsible party

NOTE: If a decision is made that a proposal needs approval under the Act, the Minister will also decide the assessment approach. The EPBC Regulations provide for the environmental history of the party proposing to take the action to be taken into account when deciding the assessment approach for actions that need approval under the Act.

	Yes	No
<p>6.1 Does the party taking the action have a satisfactory record of responsible environmental management?</p> <p>Linking Melbourne Authority has a satisfactory record of responsible environmental management.</p> <p>Linking Melbourne Authority was the statutory authority for the design and development of EastLink. Construction of this project was achieved in accordance with applicable environmental standards.</p>	X	
<p>6.2 Has the party taking the action ever been subject to any proceedings under a Commonwealth, State or Territory law for the protection of the environment or the conservation and sustainable use of natural resources?</p> <p>If yes, provide details</p>		X
<p>6.3 If the party taking the action is a corporation, will the action be taken in accordance with the corporation's environmental policy and planning framework?</p> <p>If yes, provide details of environmental policy and planning framework</p> <p>For the Frankston Bypass EES process, Linking Melbourne Authority committed to an Environmental Management Framework. The Framework included an Environmental Management System and Environmental Management Plans outlining systems and procedures to monitor and control potential environmental impacts of construction.</p>	X	
<p>6.4 Has the person proposing to take the action previously referred an action under the EPBC Act?</p> <p>Provide name of proposal and EPBC reference number (if known)</p> <p>Linking Melbourne Authority is responsible for managing the Frankston Bypass Environment Effects Statement (EES), recently renamed the Peninsula Link project. EPBC referral no. 2007/3480.</p> <p>The Peninsula Link Project received the Victorian Government's approval under the Environment Effects Act and The Planning and Environment Act. The Peninsula Link Project has also received conditional approval under the EPBC Act.</p> <p>Linking Melbourne Authority is currently developing the management plans for the Southern Brown Bandicoot and Threatened Species for the approval by the Federal Minister for Environment as required by the conditional approval.</p>	X	

7 Information sources and attachments

(For the information provided above)

7.1 References

List the references used in preparing the referral.

Highlight documents that are available to the public, including web references if relevant.

ARCUE (2009). Australian Research Centre for Urban Ecology, An alternative concept design for bandicoot crossing structures on the shared user path. (Document attached to referral)

EDAW/AECOM (2008), The Greater Pines Reserve Area Master Plan. (Document attached to referral)

Practical Ecology (2009). Flora and Fauna Assessment: Peninsula Link Walking and Cycling Pathway, the Pines Flora and Fauna Reserve. (Document attached to referral.)

7.2 Reliability and date of information

For information in section 3 specify:

source of the information;

how recent the information is;

how the reliability of the information was tested; and

any uncertainties in the information.

7.3 Attachments

Indicate the documents you have attached. All attachments must be less than two megabytes so they can be published on the Department's website. Attachments larger than two megabytes (2mb) may delay the processing of your referral.

		✓ attached	Title of attachment(s)
You must attach	figures, maps or aerial photographs showing the project locality (section 1)	✓	Project area location plan
	figures, maps or aerial photographs showing the location of the project in respect to any matters of national environmental significance or important features of the environments (section 3)	✓	Plates - Shared use pathway alignment
If relevant, attach	copies of any state or local government approvals and consent conditions (section 2.3)	N/A	
	copies of any completed assessments to meet state or local government approvals and outcomes of public consultations, if available (section 2.4)	N/A	EES - Disc
	copies of any flora and fauna investigations and surveys (section 3)	✓	Practical Ecology (2009) Flora and Fauna Assessment: Peninsula Link Shared Use Pathway, the Pines Flora and Fauna Reserve
	technical reports relevant to the assessment of impacts on protected matters and that support the arguments and conclusions in the referral (section 3 and 4)	✓	ARCUE (2009) EDAW/AECOM (2008) (see reference list above)

report(s) on any public consultations undertaken, including with Indigenous stakeholders (section 3)	N/A	Peninsula Link Cultural Heritage Management Plan
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8 Contacts, signatures and declarations

NOTE: Providing false or misleading information is an offence punishable on conviction by imprisonment and fine (s 489, EPBC Act).

Under the EPBC Act a referral can only be made by:

- the person proposing to take the action; or
- a Commonwealth, state or territory government, or agency that is aware of a proposal by a person to take an action, and that has administrative responsibilities relating to the action¹.

Project title: Peninsula Link Project – Alternative Walking and Cycling Path Through the Pines Flora and Fauna Reserve

8.1 Person proposing to take action

This is the individual, government agency or company that will be principally responsible for, or who will carry out, the proposed action.

If the proposed action will be taken under a contract or other arrangement, this is:

- the person for whose benefit the action will be taken; or
- the person who procured the contract or other arrangement and who will have principal control and responsibility for the taking of the proposed action.

The Minister may also request additional information from this person, for the purposes of deciding whether the action is a controlled action, the controlling provisions that apply, and for the making of an approval decision (if applicable).

If approval for the action is required and is granted, it will be issued to the person proposing to take the action. This person will be responsible for complying with any conditions of approval.

If the Minister decides that the action is a controlled action, the Minister must also designate a person as a proponent of the action. The proponent is responsible for meeting the requirements of the EPBC Act during the assessment process. The proponent will generally be the person proposing to take the action².

Name Geoffrey Rayner
Title Acting Chief Executive Officer
Organisation Linking Melbourne Authority (formerly known as Southern and Eastern Integrated Transport Authority)

ACN / ABN (if applicable)

Postal address Building 1, Level 1, Brandon Business Park,
540 Springvale Road, Glen Waverley, VIC, 3150

Telephone 03 8562 6800

Email geoff.rayner@linkingmelbourne.vic.gov.au

Declaration I declare that the information contained in this form is, to my knowledge, true and not misleading. I agree to be nominated as the proponent for this action.

Signature

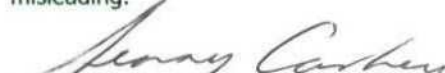
Date 17.9.09

¹ If the proposed action is to be taken by a Commonwealth, state or territory government or agency, section 8.1 of this form should be completed. However, if the government or agency is aware of, and has administrative responsibilities relating to, a proposed action that is to be taken by another person which has not otherwise been referred, please contact the Referrals Business Entry Point (1800 803 772) to obtain an alternative contacts, signatures and declarations page.

² If a person other than the person proposing to take action is to be nominated as the proponent, please contact the Referrals Business Entry Point (1800 803 772) to obtain an alternative contacts, signatures and declarations page.

8.2 Person preparing the referral information (if different from 8.1)

Individual or organisation who has prepared the information contained in this referral form.

Name Jenny Carbery
Title Project Manager Peninsula Link
Organisation Linking Melbourne Authority
Postal address Building 1, Level 1 540 Springvale Road Glen Waverley
Telephone 03 8562 6872
Email jenny.carbery@linkingmelbourne.vic.gov.au
Declaration I declare that the information contained in this form is, to my knowledge, true and not misleading.
Signature  Date 14/9/9

If the referring party is a small business (fewer than 20 employees), estimate the time taken, in hours and minutes, to complete this form (include your time reading the instructions, working on the questions and obtaining the information and time spent by all employees in collecting and providing this information).

Hours	Minutes

REFERRAL CHECKLIST

NOTE: This checklist is to help ensure that all the relevant referral information has been provided. It is not a part of the referral form and does not need to be sent to the Department.

HAVE YOU:

- ☐ Completed all required sections of the referral form?
- ☐ Included accurate coordinates (to allow the location of the proposed action to be mapped)?
- ☐ Provided a map showing the location and approximate boundaries of the project area?
- ☐ Provided a map/plan showing the location of the action in relation to any matters of NES?
- ☐ Provided complete contact details and signed the form?
- ☐ Provided copies of any documents referenced in the referral form?
- ☐ Ensured that all attachments are less than two megabytes (2mb)?
- ☐ Sent the referral to the Department (electronic and hard copy preferred)?